

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Bruce Tutvedt, on April 1, 2015 at 8:00 AM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Bruce Tutvedt, Chair (R)
Sen. Fred Thomas, Vice Chair (R)
Sen. Dick Barrett (D)
Sen. Taylor Brown (R)
Sen. Jill Cohenour (D)
Sen. Brian Hoven (R)
Sen. Christine Kaufmann (D)
Sen. Sue Malek (D)
Sen. JP Pomnichowski (D) (arrived after roll call)

Members Excused: Sen. Janna O'Taylor (R)
Sen. Mark Blasdel (R)
Sen. Duane Ankney (R)

Members Absent: None

Staff Present: Jaret Coles, Legislative Branch
Julie Ward, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 368, 3/31/2015; HB 379, 3/31/2015; HB 389, 3/31/2015

Executive Action: HB 359, HB 411, HB 379

HEARING ON HB 389

Opening Statement by Sponsor:

00:00:06 Rep. Jeff Essmann (R), HD 54, opened the hearing on HB 389, Require department of revenue review of tax exempt properties.

[EXHIBIT\(tas68a01\)](#)

[EXHIBIT\(tas68a02\)](#)

Proponents' Testimony:

00:05:55 Bob Story, Montana Taxpayers Association (MONTAX)

Opponents' Testimony:

00:06:25 Charlie Briggs, Easter Seals-Goodwill

00:08:14 Aimee Grmoljez, Montana Nonprofit Association (MNA)

Informational Testimony:

00:10:25 Cynthia Monteau-Moore, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:10:44 Sen. Brown

00:11:25 Rep. Essmann

00:13:03 Sen. Brown

00:13:40 Ms. Monteau-Moore, DOR

00:14:20 Sen. Barrett

00:14:54 Rep. Essmann

00:15:16 Sen. Hoven

00:15:53 Ms. Monteau-Moore

00:16:14 Sen. Cohenour

00:16:29 Ms. Monteau-Moore

00:16:39 Sen. Cohenour

00:17:12 Chairman Tutvedt

00:17:34 Ms. Monteau-Moore

00:18:13 Chairman Tutvedt

00:18:34 Ms. Monteau-Moore

00:18:47 Chairman Tutvedt

00:19:39 Ms. Monteau-Moore

00:20:53 Chairman Tutvedt

00:21:16 Sen. Cohenour

00:21:31 Ms. Monteau-Moore

00:21:56 Jaret Coles, Legislative Services Division (LSD)

00:22:38 Sen. Hoven

00:23:08 Ms. Monteau-Moore

Closing by Sponsor:

00:23:49 Rep. Essmann

HEARING ON HB 379

Opening Statement by Sponsor:

00:26:34 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 379, Generally revise income tax laws.

Proponents' Testimony:

00:28:12 George Olsen, Montana Society of Certified Public Accountants (MSCPA)
00:31:03 Glenn Oppel, Montana Chamber of Commerce (COM)
00:31:59 Gene Walborn, Department of Revenue (DOR)
00:34:21 Bob Story, Montana Taxpayers Association (MONTAX)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:35:49 Chairman Tutvedt
00:36:07 Mr. Story, MONTAX
00:36:36 Chairman Tutvedt
00:37:38 Sen. Barrett
00:37:49 Chairman Tutvedt

Closing by Sponsor:

00:38:01 Rep. Hertz

HEARING ON HB 368

Opening Statement by Sponsor:

00:38:48 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 368, Sunset voter approved property tax levies after certain period of time.

Proponents' Testimony: None

Opponents' Testimony:

00:44:49 Harold Blattie, Montana Association of Counties, (MACo)
00:51:01 David Nielsen, Montana League of Cities and Towns (MLCT)
00:56:10 John MacDonald, City of Missoula (CM)

Informational Testimony:

00:57:45 Bob Vogel, Montana School Boards Association (MTSBA)

Questions from Committee Members and Responses:

00:58:35 Sen. Barrett
 00:59:17 Mr. Nielsen, MLCT
 00:59:44 Sen. Barrett
 01:00:15 Mr. Nielsen
 01:00:38 Sen. Barrett
 01:01:13 Mr. Nielsen
 01:01:41 Sen. Barrett
 01:02:13 Mr. Blattie, MACo
 01:03:25 Sen. Barrett
 01:03:54 Mr. Blattie
 01:04:54 Sen. Kaufmann
 01:05:06 Mr. MacDonald, CM
 01:05:53 Sen. Kaufmann
 01:06:29 Mr. MacDonald
 01:06:49 Sen. Kaufmann
 01:07:26 Rep. Hertz
 01:08:31 Sen. Hoven
 01:09:07 Rep. Hertz
 01:09:29 Sen. Brown
 01:10:11 Mr. Blattie
 01:11:31 Sen. Brown
 01:11:55 Mr. Blattie
 01:12:15 Sen. Thomas
 01:12:50 Mr. Blattie
 01:13:26 Sen. Thomas
 01:13:55 Mr. Blattie
 01:15:01 Sen. Thomas
 01:15:48 Mr. Vogel, MTSBA
 01:16:48 Chairman Tutvedt
 01:17:10 Mr. Blattie
 01:18:06 Sen. Barrett
 01:18:47 Rep. Hertz

Closing by Sponsor:

01:19:33 Rep. Hertz

Committee Business:

01:24:51 Chairman Tutvedt
 01:27:01 Recess
 01:44:29 Reconvene

EXECUTIVE ACTION ON HB 379

01:44:32 **Motion:** Sen. Di. Barrett moved that **HB 379 BE CONCURRED IN.**

01:44:50 Jaret Coles, Legislative Services Division (LSD)
EXHIBIT(tas68a03)

01:46:37 **Motion:** Sen. Di. Barrett moved that **HB 379 BE AMENDED.**

Discussion:

01:46:48 **Vote:** Motion carried 9-0 by voice vote of those present and voting.

01:47:00 Sen. Pomnichowski

01:47:39 Mr. Coles, LSD

01:48:22 **Motion/Vote:** Sen. Tutvedt moved that **HB 379 BE CONCURRED IN AS AMENDED.** Motion carried 9-0 by voice vote. Sen. Ankney, Sen. Blasdel and Sen. Taylor were excused. Sen. Thomas will carry the bill.

Committee Discussion:

01:48:43 Chairman Tutvedt

01:49:00 Sen. Thomas

01:49:06 Chairman Tutvedt

01:49:35 Sen. Brown

01:50:00 Jaret Coles, Legislative Services Division (LSD)

01:50:40 Chairman Tutvedt

01:50:57 Sen. Brown

01:51:35 Sen. Barrett

01:51:48 Sen. Kaufmann

01:52:06 Chairman Tutvedt

01:52:36 Sen. Hoven

01:52:41 Sen. Thomas

01:53:31 Sen. Kaufmann

01:53:46 Sen. Malek

01:54:27 Chairman Tutvedt

01:54:33 Sen. Malek

01:54:49 Chairman Tutvedt

EXECUTIVE ACTION ON HB 411

01:55:15 **Motion:** Sen. T. Brown moved that **HB 411 BE CONCURRED IN.**

01:56:32 **Motion:** Sen. Kaufmann moved that **HB 411 BE AMENDED.**
EXHIBIT(tas68a04)

Discussion:

01:57:34 Chairman Tutvedt

01:57:42 Sen. Kaufmann
 01:58:10 Sen. Brown
 01:58:38 Sen. Thomas
 01:58:48 Chairman Tutvedt
 01:59:08 Sen. Kaufmann

02:00:57 **Vote:** Motion failed 5-7 by roll call vote with Sen. Di. Barrett, Sen. Cohenour, Sen. Kaufmann, Sen. Malek and Sen. Pomnichowski voting aye. Sen. Ankney, Sen. Blasdel and Sen. Taylor voted by proxy.

Discussion:

02:02:05 Sen. Brown
 02:02:41 Sen. Barrett
 02:04:16 Chairman Tutvedt
 02:05:01 Sen. Brown

02:06:21 **Vote:** Motion carried 8-4 by roll call vote with Sen. Di. Barrett, Sen. Cohenour, Sen. Kaufmann and Sen. Pomnichowski voting no. Sen. Ankney, Sen. Blasdel and Sen. Taylor voted by proxy. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 359

02:07:51 **Motion:** Sen. Cohenour moved that **HB 359 BE CONCURRED IN.**

Discussion:

02:08:12 Chairman Tutvedt
 02:08:26 Jaret Coles, Legislative Services Division (LSD)

EXHIBIT(tas68a05)

02:11:24 Chairman Tutvedt
 02:11:43 Mr. Coles, LSD
 02:13:16 Chairman Tutvedt
 02:13:42 Mr. Coles
 02:14:07 Sen. Kaufmann
 02:14:44 Chairman Tutvedt
 02:15:13 Sen. Pomnichowski
 02:15:50 Chairman Tutvedt
 02:16:05 Sen. Pomnichowski
 02:16:39 Chairman Tutvedt
 02:16:46 Sen. Thomas
 02:17:18 Sen. Barrett
 02:17:42 Chairman Tutvedt
 02:18:20 Sen. Kaufmann
 02:18:57 Mr. Coles

02:19:46 **Motion:** Sen. Thomas moved that **HB 359 BE AMENDED.**

Discussion:

02:21:08 Chairman Tutvedt

02:21:33 **Vote:** Motion carried unanimously by voice vote of those present and voting.

Discussion:

02:21:56 Sen. Brown

02:22:15 **Motion/Vote:** Sen. Tutvedt moved that **HB 359 BE CONCURRED IN AS AMENDED**. Motion carried 9-0 by voice vote. Sen. Ankney, Sen. Blasdel and Sen. Taylor were excused. Sen. Barrett will carry the bill.

Committee Business:

02:22:33 Chairman Tutvedt

02:24:02 Sen. Barrett

02:24:10 Chairman Tutvedt

02:24:46 Sen. Cohenour

02:25:00 Sen. Thomas

02:25:12 Chairman Tutvedt

02:25:54 Mr. Coles

02:26:27 Chairman Tutvedt

ADJOURNMENT

Adjournment: 10:33 A.M.

Julie Ward, Secretary

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Additional Documents:

EXHIBIT([tas68aad.pdf](#))